11-22-05

PATENT APPLICATION USSN 10/807,565

ATTORNEY DOCKET NO. 073338.0188 (04-50461 FLA)

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David L. Marvit

Serial No.:

10/807,565

Filing Date:

March 23, 2004

Confirmation No.

4219

Group Art Unit:

2673

Title:

Feedback Based User Interface for Motion Controlled

Handheld Devices

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

November 21, 2005
Date of Signature

Express Mail No. EV 733644965 US

## **Information Disclosure Statement**

Applicant respectfully requests, pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, that the references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified patent application. Furthermore, no representation is made that a search has been made, that these references are material to the patentability of the present invention, or that these references qualify as prior art.

The present Application was filed after June 30, 2003. Therefore, under the July 11, 2003, waiver of 37 C.F.R. § 1.98(a)(2)(i) by the U.S. Patent and Trademark Office, copies of U.S. Patents and U.S. Patent Application Publications listed in the attached PTO-1449 form

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are not enclosed. Copies of all other references are enclosed for the convenience of the Examiner.

Enclosed is a copy of a PCT International Search Report identifying the references contained in this Information Disclosure Statement. Therefore, I hereby certify that the references contained in this Information Disclosure Statement were cited for the first time in a communication from a foreign patent office in a related foreign application not more than thirty days prior to the filing of this Information Disclosure Statement. Furthermore, in the event a patent term adjustment is requested, pursuant to the requirements of 37 C.F.R. §1.704, Applicant submits that the references contained in this Information Disclosure Statement were received from a foreign patent office in a related foreign application not more than thirty (30) days prior to the filing of this Information Disclosure Statement.

Applicant believes that no fee is due. However, if a fee is required, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P. Attorneys for Applicant

Chad C. Walters Reg. No. 48,022

Date:

Customer ID #05073

Nevember 18, 2005

Information Disclosure Citation P E in an Application					Application No. 10/807,565		Applicant(s) David L. Marvit				
					Docket Number 073338.0188			Filing Date March 23,			
N	101 51	2005		l	J.S. PATENT DOCUME	NTS					
TE	VI d. TRA	6,288,704 09/11/2001			NAME	CLASS	SUBCLASS	FILING DATE			
	A	6,288,704	09/11/2001	Flack, et al.		345		158	11/09/1999		
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	С	2004/0027330	02/12/2004	B	radski		345	158	06/30/2003		
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				FOF	REIGN PATENT DOCUM	MENTS					
		DOCUMENT NO.	DATE		COUNTRY		CLASS	SUBCLASS	TRANSL YES	ATION	
	1	WO 01/86920		PCT			H04M	1/00	x	110	
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		DOCUMENT (Including Author, Title, Source, and Pertinent Pages)								DATE	
	L,	PCT Notification of Transmittal of the International Search Report and the Written Opinion of the International Searching Authority, or the Declaration, mailed November 3, 2005, re PCT/US2005/007409 filed March 7, 2005, 13 pages.									
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